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7 *Attorneys for Defendants*

Samuel A. Schwartz, and

Schwartz Law, PLLC

8 **UNITED STATES DISTRICT COURT**

9 **DISTRICT OF NEVADA**

10 FRESH MIX, LLC

11 Plaintiff,

12 vs.

13 PISANELLI BICE, PLLC, a Nevada Law Firm  
14 and Professional Limited Liability Company,  
15 JAMES P. PISANELLI, ESQUIRE, an  
individual, DEBRA L. SPINELLI, ESQUIRE, an  
individual, AVA SCHAEFER, ESQUIRE, an  
individual, COHEN DOWD QUIGLEY PC, an  
Arizona Law Firm and Professional Corporation,  
16 RONALD J. COHEN, an individual, BETSY  
17 LAMM, an individual, DANIEL QUIGLEY, an  
individual, JENNA BROWNLEE, an individual,  
18 BRUCE A. LESLIE, CHTD, a Nevada Firm,  
19 BRUCE A. LESLIE, an individual,  
20 BROWNSTEIN HYATT FARBER SHCRECK  
21 LLP; a Colorado Limited Liability Partnership;  
22 SAMUEL A. SCHWARTZ, an individual, and  
23 SCHWARTZ LAW, PLLC, and ZACHARIAH  
LARSON, an individual, and LARSON &  
24 ZIRZOW, LLC

25 Defendants.

Case No.: 2:24-cv-00397 JCM-NJK

STIPULATION AND ORDER  
REGARDING SCHWARTZ  
DEFENDANTS' ACCEPTANCE OF  
SERVICE OF THE COMPLAINT AND  
DEADLINE FOR SCHWARTZ  
DEFENDANTS TO FILE A RESPONSIVE  
PLEADING

**FIRST REQUEST**

Defendants' Samuel A. Schwartz and Schwartz Law, PLLC (the "Schwartz Defendants")  
and Plaintiff Fresh Mix, LLC (hereinafter the "Parties"), hereby agree and stipulate as follows:

1           1. On February 27, 2024, Plaintiff Fresh Mix, LLC filed its Complaint against  
2 Defendants. ECF No. 1.

3           2. On March 12, 2024, Plaintiff Fresh Mix, LLC filed an Amended Complaint in this  
4 action. ECF No. 8.

5           3. Counsel for the Schwartz Defendants, I. Scott Bogatz, Esq. of Reid Rubinstein &  
6 Bogatz is authorized to and has agreed to accept service of the Amended Complaint on behalf of  
7 Defendants Samuel A. Schwartz and Schwartz Law, PLLC, on April 9, 2024.

8           4. The Parties have mutually agreed and stipulate to extend the time period for filing  
9 a responsive pleading for the Schwartz Defendants. Accordingly, the Schwartz Defendants will  
10 file a responsive pleading on or before May 3, 2024. This is the first request for an extension of  
11 time to respond to the Amended Complaint.

12           5. This extension is requested to provide the Schwartz Defendants with sufficient time  
13 to review and respond to Plaintiff's allegations, the Schwartz Defendants' counsel, Reid,  
14 Rubinstein & Bogatz, having been formally retained through the mutual execution of an  
15 engagement agreement on April 3, 2024. This stipulation does not constitute a waiver of any rights  
16 or defenses the Schwartz Defendants may have in responding to Plaintiff's Amended Complaint.

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1           6. The Parties stipulation to extend the time to file a responsive pleading is submitted  
2 in good faith and is not intended to cause any undue delay or prejudice to any party.

3           DATED this 9<sup>th</sup> day of April, 2024.  
4           **FRESH MIX, LLC**

5           DATED this 9<sup>th</sup> day of April, 2024.  
6           **SAMUEL A. SCHWARTZ**  
7           **SCHWARTZ LAW, PLLC**

8           */s/ Steven K. Eisenberg*

9           Matthew Sharp, Esq. (#4746)  
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14          */s/ Scott Bogatz*

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16          Michael S. Kelley, Esq. (#10101)  
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22          Steven K. Eisenberg, Esq.  
23          *Admitted Pro Hac Vice*  
24          STERN & EISENBERG, P.C.  
25          1581 Main Street, Suite 200  
26          Warrington, PA 18976  
27          seisenberg@sterneisenberg.com

28           **IT IS SO ORDERED:**

1             
2           United States Magistrate Judge

3           DATED: April 10, 2024